

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

Stanford L. Burris

Plaintiff,

v.

Richards Paving, Inc.

Defendant

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Civ. No. 04-1469-SLR

**DEFENDANT RICHARDS PAVING, INC.,’S  
MOTION FOR SUMMARY JUDGMENT**

Defendant Richards Paving, Inc., (hereafter referred to as “Richards Paving”) hereby moves this Court to enter an order dismissing plaintiff’s complaint with prejudice, pursuant to Rule 56. In support of its motion, Richards Paving refers to the arguments made in its attached Opening Brief.

**WHEREFORE**, for the reasons stated above, Richards Paving respectfully request that this Court dismiss plaintiff’s complaint.

**ELZUFON AUSTIN REARDON  
TARLOV & MONDELL, P.A.**

/s/ Matthew P. Donelson

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Dated: August 1, 2006